THE HON'BLE SRI JUSTICE R.SUBASH REDDY

WRIT PETITION No.22757 of 2004

Dated: 17.08.2006

Between:

Devarapalli Padmavathi W/o Ch.Narayana,
Teacher in Zilla Parishad High School,
Kambaravalasa, Veeraghattam Mandal,
Srikakulam District.

...**PETITIONER**

And:

The Registrar, Andhra University,
Waltair.

…**RESPONDENT**

THE HON'BLE SRI JUSTICE R.SUBASH REDDY

WRIT PETITION No.22757 of 2004

ORDER:

This writ petition is filed by the petitioner, who is presently working as Teacher in Zilla Parishad High School, Kambaravalasa, Veeraghattam Mandal, Srikakulam District, seeking a writ of Mandamus declaring the action of the respondent-University in not issuing the Provisional Certificate of M.A. (History), pursuant to her appearance in the examination for improvement, vide Hall Ticket No.522010.

The petitioner originally pursued M.A., as external candidate and she appeared for first year examinations held in August 1994 and second year in October 1995. She had passed the said examinations, however, secured third division. Subsequently, she had again applied for improvement and appeared in the examinations held in the month of November 2001. It is her grievance that though she was issued Hall

Ticket and was allowed to appear the examinations in the month of November, 2001, the respondent-University has not issued the provisional certificate taking into account her performance in the examinations held in November, 2001.

Though counter-affidavit is filed by the respondent stating that as per the academic regulations improvement is permissible only within a period of five years from the date of appearance of the examination at the first instance, however, during the course of arguments it is submitted by Sri P.V.Vijay Kumar, the learned counsel appearing for the respondent-University, that the University has decided to give a chance, as one time measure for all the candidates irrespective of length of gap, to appear for the examinations, and now the petitioner was issued provisional certificate awarding second class taking into account her performance in the examinations held in November, 2001. It is also stated that necessary certificate would be issued to the petitioner in due course of time.

In view of the submission of the learned counsel for the respondent, I dispose of the writ petition directing the respondent to release necessary documents taking into account the performance of the petitioner in the examinations, which she appeared in November 2001. No order as to costs.

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17.08.2006

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